IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE NINETH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 11676 of 2004

Between:

1 Smt. Mullapudi Krishna Veni W/o Sri Krishna Rao
Badampudi Village, Ungutur Mandal, West Godavari District
2 Smt. Reddy Healatha W/o Sri Satyanarayana
Badampudi Village, Ungutur Mandal, West Godavari District
3 Nekkalapudi Ramakrishna Pratap S/o Sri Raghunayakulu
Badampudi Village, Ungutur Mandal, West Godavari District
4 Vankina Krishna Rao S/o Sri Gopalam
Badampudi Village, Ungutur Mandal, West Godavari District
5 Smt. Parimi Lakshmi Devamma W/o Sri Ammanna
Badampudi Village, Ungutur Mandal, West Godavari District
6 Kakaraparti Susheela W/o Sri Chander Rao
Badampudi Village, Ungutur Mandal, West Godavari District
7 Parimi Venkatarama Krishna S/o Sri Ammanna
Badampudi Village, Ungutur Mandal, West Godavari District
8 Parimi Ammanna S/o Sri Venkataranyudu
Badampudi Village, Ungutur Mandal, West Godavari District
9 Smt. Lanka Laxmikantham W/o Sri Pothuraju
Badampudi Village, Ungutur Mandal, West Godavari District
10 Vadaparthi Venkata Lakshmi S/o Sri Venkataramana
Badampudi Village, Ungutur Mandal, West Godavari District
11 Vankina Sundaramma S/o Sri Krishna Rao
Badampudi Village, Ungutur Mandal, West Godavari District
12 Lanka Swami Satyam S/o Sri Saheb
Badampudi Village, Ungutur Mandal, West Godavari District
13 Yelammati Veera Venkata Satyanarayana Prasad S/o Sri Venkat Rao
Badampudi Village, Ungutur Mandal, West Godavari District

..... PETITIONER(S)

AND

1 The Joint Collector cum Arbitrator, West Godavari District, at Eluru
2 Revenue Divisional Officer Eluru, west Godavari District

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to to issue a writ, order or direction, more particularly one in the nature of WRit of Mandamus, declaring the action of the Respondents is not conducting the proceedings under section 3G (5) and (6) of the National Highways (Amendment) Act, 1956 for determining the compensation for the lands acquired from petitioners in Rc(A) No.1 to 14 of 03 as illegal and contrary to law and further direct the Respondents to conduct the proceedings on day to day basis and pass the awards of compensation on merits within three months

Counsel for the Petitioner:MR.M.V.DURGA PRASAD

Counsel for the Respondents.: GP FOR LAND ACQUISITION

The Court made the following :

THE HON'BLE SRI JUSTICE N.V. RAMANA

W.P. No. 11676 of 2004

Oral order:

Heard the learned counsel for the petitioners and the learned Government Pleader for Land Acquisition, and with their consent, the writ petition itself is being disposed of finally.

The lands of the petitioners were acquired by the Government for the purpose of widening of road on National Highway No. 5 running between Vijayawada and Visakhapatnam Section. The petitioners raised their objections with regard to the compensation fixed by the Revenue Divisional Officer. The matter, therefore, was referred to respondent No.1-Arbitrator on 29-10-2003. Though the matter was referred to respondent No.1 as far back as on 29-10-2003, no headway has been made in the disposal of the matter. The petitioners, therefore, filed this writ petition seeking directions to respondent No.1 to expeditiously dispose of the arbitration proceedings.

The learned Government Pleader for Land Acquisition on instructions submitted that because of the Parliamentary and Assembly elections, respondent No.1 could not take up the arbitration matters, and presently there are more than 100 arbitration matters, and submitted that three months time be granted to respondent No.1 to dispose of the arbitration matter relating to the petitioners.

In the circumstances, the writ petition is disposed of directing respondent No.1 to complete the hearing of the arbitration matter relating the petitioners, and pass appropriate orders thereon, within a period of three months from the date of receipt of a copy of this order. No costs.

_____

N.V. RAMANA, J.

Date: July 9, 2004.

KSR